

CERTIFIED FOR PUBLICATION

COURT OF APPEAL, FOURTH APPELLATE DISTRICT

DIVISION ONE

STATE OF CALIFORNIA

THE PEOPLE,

Plaintiff and Respondent,

v.

RONALD ARTHUR WEAVER,

Defendant and Appellant.

D039114

(Super. Ct. No. SCD156498)
[No Change in Judgment]

THE COURT:

The opinion filed April 29, 2004, is modified as follows:

1. On slip opinion page 4, after the heading DISCUSSION, delete

"A. *Withdrawal of Guilty Plea*

"Appellant argues his guilty plea was coerced by pressure from his attorneys and the trial court and the trial court abused its discretion when it denied his request to withdraw the plea."

"1. Background"

2. Replace the deletion on slip opinion page 4 with

"Appellant argues the trial court erred in not allowing him to withdraw his plea of guilty. He contends that as a result of pressure from his attorneys and the trial court, as a result of the trial court's over-involvement in plea negotiations and the court's apparent bias against him, he entered a plea under duress. Appellant argues the trial court should have allowed him to withdraw the plea and go to trial.

"A. *Background*"

3. On slip opinion page 21, delete

"DISCUSSION

"A. *Withdrawal of Plea*

"Appellant argues the trial court erred in not allowing him to withdraw his plea of guilty. He contends that as a result of pressure from his attorneys and the trial court, as a result of the trial court's over-involvement in plea negotiations and the court's apparent bias against him, he entered a plea under duress. Appellant argues the trial court should have allowed him to withdraw the plea and go to trial."

4. On slip opinion page 22, change subheadings "l. Law" and "a. Plea

Withdrawal" to read:

"B. *Law* "

"1. Plea Withdrawal"

5. On slip opinion page 23, change subheading "b. Judicial Involvement in Plea

Negotiations" to read:

"2. Judicial Involvement in Plea Negotiations"

6. On slip opinion page 27, change subheading "2. Analysis" to read:

"C. *Analysis*"

There is no change in the judgment.

BENKE, Acting P. J.